

**TERMINAL DISCLAIMER TO AVOID A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**Docket Number (Optional)
UTXC:625US

In re Application of: Peter R. C. Gascoyne et al.

Application No.: 09/882,805

Filed: June 14, 2005

For: Method and Apparatus for Combined Magnetophoretic and Dielectrophoretic Manipulation of Analyte Mixtures

The owner*, Board of Regents, The University of Texas System, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,790,330. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney or agent of record.

Michael C. Barrett

03/28/2005

Signature

Date

Michael C. Barrett

Typed or printed name

512-536-3018

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